

5.160 Surveillance systems.

1. As used in this section:

(a) "Applicant" means a person or entity having a pending application to become a licensee.

(b) "Chairman" means the chairman of the board or his designee.

(c) "Licensed establishment" means the establishment of a licensee.

(d) "Licensee" means a person or entity licensed to conduct a non-restricted operation. The term does not include a person or entity licensed as a holder of a security or other ownership interest in the operation, or as an officer, director or key employee of the operation, or due to any other relationship or involvement with the operation.

2. The chairman shall adopt standards for the installation, maintenance and operation of casino surveillance systems at all licensed establishments. The purposes of a casino surveillance system are to assist the licensee and the state in safeguarding the licensee's assets, in deterring, detecting and prosecuting criminal acts, and in maintaining public confidence and trust that licensed gaming is conducted honestly and free of criminal elements and activity.

3. At least 30 days before adopting any casino surveillance standards or revisions, the chairman shall:

(a) Publish notice of the proposed adoption or revision, together with the effective date thereof, once a day for seven (7) consecutive days in a newspaper of daily general circulation, one of which is published in Reno, Nevada, and the other published in Las Vegas, Nevada;

(b) Mail a copy of the proposed casino surveillance standards or revisions, together with the effective date thereof, to each licensee and every other person who has filed a request therefor with the board; and

(c) Provide a copy of the proposed casino surveillance standards or revisions and their effective date to the commission.

4. Any licensee may object to the proposed casino surveillance standards or revisions, by filing a request for a review of the chairman's administrative decision, pursuant to Regulation 4.190. If, any licensee files a request for review, then the effective date of the proposed casino surveillance standards or revisions will be stayed pending action by the board, and if the board's decision is appealed pursuant to Regulation 4.195, the commission. If no requests for review are filed with the board, then the casino surveillance standards or revisions shall become effective on the date set by the chairman.

5. Any licensee may propose the repeal or revision of any existing casino surveillance standard or the adoption and approval of any new casino surveillance standard by submitting a request to the chairman, who shall consider the request at his discretion. If such a request is approved by the chairman, then the proposed repeal, revision or adoption must be processed in accordance with subsections 3 and 4. If such a request is denied by the chairman, then the licensee may file the request for a review as an administrative approval decision with the board pursuant to Regulation 4.190, and the commission, pursuant to Regulation 4.195.

6. Except as otherwise provided in subsections 8 and 9, each licensee shall install, maintain and operate a casino surveillance system in accordance with the casino surveillance standards adopted by the chairman. The failure of a licensee to comply with this section and the casino surveillance standards adopted by the chairman or any variation to the casino surveillance standards approved pursuant to subsection 8 is an unsuitable method of operation.

7. Neither this section or any casino surveillance standard adopted pursuant to it alters, amends, supersedes or removes any condition of any licensee or approval imposed on any licensee by the commission. However, a licensee shall be deemed to have complied with a condition requiring the board's approval of a surveillance system if the licensee complies with subsection 6.

8. Upon request and at his discretion, the chairman may exempt a licensee from compliance with any casino surveillance standard. All requests for exemption must be in writing and state the reasons for the request and the alternative measures, if any, the licensee will undertake to accomplish the objectives of the casino surveillance standard. The licensee must comply with the casino surveillance standard while the request for exemption is pending. Any request for exemption that is not granted, in writing, within 90 days after it is received by the chairman will be deemed denied.

9. Each licensee and applicant must submit a written casino surveillance system plan to the chairman. The plan must be in a form approved or required by the chairman, and must include a description of all equipment utilized in the casino surveillance system, a blueprint or diagram that shows all of the areas to be monitored and the placement of surveillance equipment in relation to the activities being observed, a description of the procedures utilized in the operation of the casino surveillance system, and any other information required by the casino surveillance standards. If an applicant will not be conducting or a licensee does not conduct an activity that is addressed in the casino surveillance standards, then the plan must include a statement to that effect. Each applicant must submit its plan within 60 days after its application is filed. Thereafter, the plan must be amended and

the amendments to the plan or the plan as amended must be submitted to the board on an annual basis by each licensee, to reflect any modification made to the licensee's casino surveillance system during the preceding year that resulted from (a) the repeal or revision of any existing casino surveillance standard or the adoption of any new casino surveillance standard, (b) a change in the layout or configuration of any area required to be monitored, or (c) any exemption granted by the chairman pursuant to subsection 8. If no such modifications were made, then the licensee must submit a statement to the board to that effect.

10. If, after reviewing the licensee's written casino surveillance system plan, the chairman determines the plan does not comply with subsection 9, the chairman shall notify the licensee in writing, and the licensee shall revise the plan to comply with subsection 9 and submit the revised plan within 30 days after receipt of the chairman's written notice.

(Adopted and Effective: 11/21/91. Amended: 7/05.)